# **PRESENTATION OF PREFILED RESOLUTIONS:**

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR COLEMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER TO WIT:

**RESOLVED**, that the minutes of the Regular Meeting of the Town Board held July 1, 2019 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER DICKMAN VOTED

COUNCIL MEMBER GACZEWSKI VOTED

COUNCIL MEMBER RUFFINO VOTED

COUNCIL MEMBER WALTER VOTED

SUPERVISOR COLEMAN VOTED

July 15, 2019

File: RMIN (P1)

**RESOLVED,** that the following Audited Claims be and are hereby ordered paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Assistant to the Supervisor, to wit:

Claim No. 57348 to Claim No. 57499 Inclusive

Total amount hereby authorized to be paid: \$1,415,510.69

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

July 15, 2019

File: Rclaims

# **RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

#### **CODES:**

(SW) = Sidewalks as required by Chapter 12-1B of the Code of the Town of Lancaster are waived for

this permit.

(CSW) = Conditional sidewalk waiver

(V/L) = Village of Lancaster

# **NEW PERMITS:**

Pmt #	SW	Applicant			
Name	Address	STRUCTURE	Village		
29901		716 Dance Lab	11W Main St	Er. Sign – Wall	(V/L)
29903		Divert Properties, LLC	70 Middlebury Ln	Er. Res. Alt.	
29904		Robert Herget	83 Irwinwood Rd	Inst. Generator	(V/L)
29906		Leveled Contracting Inc.	3 Quail Run Ln	Re-Roof	
29907		AVA Roofing & Siding Inc.	85 Middlebury Ln	Re-Roof	
29908		Susan Carducci	135 S Irwinwood Rd	Er Fence	(V/L)
29909		Shawn Callahan	115 Didion Rd	Inst. Generator	
29910		Thomas Bertucci	7 Robinwood Ct	Er. Fence	
29911		Karen Bugajski	91 Stutzman Rd	Er. Shed	
29912		Dean Gallagher	3 Parliament Ln	Er. Fence	
29913		JMM Construction	60 Freeman Dr	Er. Garage	
29914		Alan Paul	118 Pheasant Run Ln	Er. Fence	
29915		Beebe Construction Inc.	55W Drullard Ave	Er. Res. Add.	(V/L)
29916		Joseph Gill	58 Burwell Ave	Re-Roof	(V/L)
29917		George Eigenbrodt	26 Creekwood Dr	Er. Shed	
29918		James Corey	93 Aurora St	Er. Fence	(V/L)
29919		Brian Kocialski	86 S Irwinwood Rd	Re- Roof	(V/L)
29920		Sahlems Roofing & Siding	15 Charlton Pl	Re-Roof	
29921		William Balcom	5 Parliament Ln	Er. Fence	
29922		Besroi Construction	47 Wilma Dr	Re- Roof	(V/L)
29923		Besroi Construction	5434 Genesee St	Re- Roof	(V/L)
29924		Alan Goldsmith	27 Greenmeadow Dr	Er. Shed	
29925		Karen Paradowski	11 Christen Ct	Er. Fence	(V/L)
29926		Cortese Brothers Construction	5 Heritage Dr	Er. Res. Add.	
29927		Bruce Burton	12 Middlebury Ln	Er. Shed	
29928		Lance Inman	31 Court St	Er. Deck	(V/L)
29929		Flexlume Sign Corporation	4893 Transit Rd	Er. Signs	
29930		Buscaglia Decks	40 Newberry Ln	Er. Deck	
29931		Gilbert Velez	140 Nathan's Trl	Er. Porch Cover	
29932		Zaepfel Development Ci,	80 W Drullard Ave	Er. Comm.Add/Alt.	(V/L)
29933		Besroi Construction	105 Brunck Rd	Er. Porch Cover	
29934		Marrano/Marc Equity Corp.	135 Avian Way	Er. DwlgSin.	
29935		Herminia Quitalig	7 Overton Ct	Inst. Generator	
29936		William Balcom	5 Parliament Ln	Er. Fence	
29937		Tarcisio Bortoletto	20 Hidden Meadow Cros	Er. Deck	
29938		Thomas Suchy	18 Westwood Rd	Re-Roof	
29939		Robert Crowe	13 Clermont Ct	Er. Deck	
29940		Brendan Sweet	12 Crabapple Ln	Er. Shed	
29941		Richard Sears	24 Wilkshire Pl	Er. Pole Barn	(V/L)
29942		Ronald Huefner Revoc. Trust	225 Pleasant View Dr	Er. Garage	
29943		Melissa Mrozek	74 Wilma Dr	Er. Fence	(V/L)
29944		Christopher Vattimo	5 Cherryfield Ln	Er. Deck	
29945		Nicholas Dolpp	10 Lucia Ct	Er. Pool-Abv Grnd	
29946		Christopher Keicher	704 Aurora St	Er. Deck	
29947		Robert Sonberg	36 Central Ave Lower	Er. Sign	(V/L)
29948		Everdry Waterproofing	65 Oxford Ave	Inst. Res. Plumbing	
29949		The Gutter People of WNY Inc.	77 Livingston St	Re- Roof	(V/L)
29950		Lancaster Plumbing Inc.	20 Stephens Ct	Inst. Res. Plumbing	(V/L)
29951		Majestic Pools Inc.	12 Rose St	Er. Pool-In Grnd	
29952		Mark Stephen	5394 William St	Er. Porch Cover	
29953		Niagara Building Systems	2078 Como Park Blvd	Re- Roof	(V/L)
29954		O'Connor Contracting	141 Pavement Rd	Re-Roof	
29955		Concept Construction Corp.	4779 Transit Rd	Er. Comm. Add./Alt	
29956		Marrano/Marc Equity Corp.	104 Avian Way	Er. DwlgSin.	
29957		Marrano/Marc Equity Corp.	107 Avian Way	Er. DwlgSin.	
29958		Elmbrook Builders Inc.	44 Southpoint Dr	Er. Porch Cover	(X 7 7 °
29959		Grand Jude Inc.	36 Hinchey Ave	Er. Res. Alt.	(V/L)
29960		Craig Brown	34 Hidden Meadow Cros	Er. Fence	

29961	Craig Brown	34 Hidden Meadow Cros	Er. Shed
29962	Solcius, LLC	123 Garfield St	Inst. Solar Panels (V/L)
29963	Kulback's Inc.	1779 Como Park Blvd	Er. Comm. Bldg.
29964	Michael Walker	130 Irwinwood Rd	Er. Fence (V/L)
29965	John Messmer	30 Fox Hunt Rd	Inst. Fireplace/Stove
29966	Kamholz Enterprises, LLC	11 Willow Ridge Ln	Er. Deck
29967	Mark Gordon	695 Pleasant View Dr	Re-Roof
29968	PJK Roofing Inc.	341 Aurora St	Re-Roof (V/L)
29971	Richard Thompson	2 Trails End	Er. Shed
29972	John Eckis	6 Saybrook Dr	Er. Res. Alt.
29973	Paul Schnitzer	128 Richmond Ave	Er. Shed (V/L)
29974	Pro-Serv	7 Sterling Pl	Re-Roof
29975	James Sullivan	40 Apple Blossom Blvd	Er. Res. Alt.
29976	Superior Decks & Gazebos	15 Hinchey Ave	Er. Deck (V/L)
29977	Leonard Stepien	5 Robinwood Ct	Er. Pool-Abv Grnd

#### **BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER DICKMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER. TO WIT:

WHEREAS, James Miller Jr., Owner of Miller and Son Collision LLC of 12471 Clinton St, Alden NY 14004 has submitted an application for a Special Use Permit for an automotive service and repair business in accordance with provisions of Chapter 50-Zoning, Section 24(B)(1)(a) of the Code of the Town of Lancaster, and

**WHEREAS**, the Zoning Code of the Town of Lancaster requires that the Town Board conduct a public hearing before the issuance of a special use permit for a use as proposed;

#### NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Chapter 50-Zoning, Section 24(B)(1)(a), entitled "Light Industrial District" of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for an automotive service and repair business on premises locally known as 110 Cemetery Rd., in the Town of Lancaster, New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 5th day of August 2019, at 7:15 o'clock P.M., Local Time, and that Notice of the time and place of such Hearing be published in the official newspaper of general circulation in said Town, and be posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

LEGAL NOTICE **PUBLIC HEARING** SPECIAL USE PERMIT – MILLER & SON COLLISION, 110 CEMETERY RD, LANCASTER NY 14086

**LEGAL NOTICE IS HEREBY GIVEN**, that pursuant to the authority

set forth in Chapter 50-Zoning, Section 24(B)(1)(a), entitled "Light Industrial District" of the

Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to

a resolution of the Town Board of the Town of Lancaster adopted on the 15th day of July 2019

the said Town Board will hold a Public Hearing on the 5th day of August 2019, at 7:15 o'clock

P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all

interested persons upon the application of James Miller Jr, on behalf of Miller and Son Collision

LLC for a Special Use Permit for an automotive service and repair business on premises locally

known as 110 Cemetery Rd, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all

parties in interest.

TOWN BOARD OF THE TOWN OF LANCASTER

BY: **DIANE TERRANOVA** 

**TOWN CLERK** 

July 18, 2019

**WHEREAS**, the Town of Lancaster's Code Book was originally published more than fifty years ago and many changes have been made since, and

**WHEREAS,** a new format along with an update of the online Code is needed in order to make the Code Book more efficient and reduce the cost of printing, and

**WHEREAS**, General Code, LLC, in a written proposal dated June 24, 2019, has proposed Codification Services to update and revitalize the E-Code and hard copy of the Code of the Town of Lancaster, and

**WHEREAS**, the Town Clerk has reviewed the proposal and recommends to the Town Board that the Town accept the proposal using funds from the Central Printing & Mailing budget, and

**WHEREAS**, the Town Board deems it to be in the public interest to make the Code a more useful and effective resource.

# NOW, THEREFORE,

**BE IT RESOLVED,** that the Town Board hereby approves the proposal by General Code, LLC, 781 Elmwood Road, Rochester, New York 14624, as presented using funds from the Central Printing and Mailing budget and authorizes the Supervisor to take all necessary action to implement the foregoing subject to approval of the agreement's terms and conditions by the Town Attorney.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

**BE IT RESOLVED,** that the Town of Lancaster, Location Code 30040, hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on their record of activities:

TITLE	STANDARD	NAME	SOCIAL	REGISTRATION	CURRENT TERM	RECORD OF
	WORK DAY		SECURITY	NUMBER	BEGIN & END	ACTIVITIES
	(HRS/DAY)		NUMBER		DATES	RESULT
			(LAST 4)			
Elected Officials						
Town Justice	6	Jeremy Colby			01/01/19 – 12/31/22	5.71
Appointed Officials						
Member, Zoning Board of Appeals	7	Jill Monacelli			01/01/19 – 12/31/23	0.49
Member, Town Planning Board	7	Stanley Keysa III			01/22/19 – 12/31/25	2.15

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

**BE IT RESOLVED**, that the Town of Lancaster, Location Code 30040, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

TITLE	STANDARD WORK DAY (HRS/DAY)
ACCOUNT CLERK PT	6
ASSESSOR	7
ASSISTANT DOG CONTROL OFFICER PT/SEASONAL	7
ASSISTANT PARK CREW CHIEF PT/SEASONAL	8
ASSISTANT TO TOWN SUPERVISOR	7
BINGO INSPECTOR PT	6
CLEANER PT	8
CLERK PT	7
CLERK TO TOWN JUSTICE	7
CLERK TYPIST (CONFIDENTIAL/NON-BARGAINING)	7
CODE ENFORCEMENT OFFICER	7
COUNCILMAN	6
COURT OFFICER PT	7
DEPUTY RECEIVER OF TAXES	7
DEPUTY TOWN ATTORNEY	7
DEPUTY TOWN CLERK	7
DEPUTY TOWN PROSECUTOR PT	7
DIRECTOR OF ADMINISTRATION & FINANCE	7
DIRECTOR OF RECREATION II	8
DOG CONTROL OFFICER PT	7
EXECUTIVE DIRECTOR - YOUTH BOARD	7
FIRE INSPECTOR PT	7
FORESTRY SUPERVISOR PT/SEASONAL	8
LABORER PT/SEASONAL	8
LIFEGUARD PT/SEASONAL	8
MEMBER, BOARD OF ASSESSMENT REVIEW	7
MEMBER, TOWN PLANNING BOARD	7
MEMBER, ZONING BOARD OF APPEALS	7
NATURAL DISASTER SERVICES COORDINATOR PT	7
PARK CREW CHIEF	8
PAYROLL SUPERVISOR	7
RECREATION ATTENDANT PT/SEASONAL	8
RECREATION INSTRUCTOR PT/SEASONAL	8
RECREATION SUPERVISOR PT/SEASONAL	8
RECREATION SUPERVISOR-SENIOR CITIZENS	7
SCHOOL CROSSING GUARD PT	7
SECRETARY TO SUPERVISOR	7
SUPERINTENDENT OF HIGHWAYS	7
SUPERVISOR	7
TOWN ATTORNEY	7
TOWN CLERK	7
TOWN JUSTICE	6
TOWN PROSECUTOR PT	7
TUTOR PT/SEASONAL	7
VAN DRIVER PT/SEASONAL	8

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

WHEREAS, Wayne Drzymala of Professional Service Engineering LLC, on behalf of Lorall Lake Homeowners Association LLC, has prepared and submitted a site plan, dated May 24, 2019 and received May 28, 2019 for the installation of yard drains with associated piping to Lorall Lake to mitigate beach erosion from existing storm water flow to the lake in the Town of Lancaster, and

**WHEREAS**, the site plan for this project was submitted to the Planning Board and was recommended for approval at their June 19, 2019 meeting, and

**WHEREAS**, the Town, acting as Lead Agency under the State Environmental Quality Review Act ("SEQRA") has identified the relevant areas of environmental concern and determined this action to be a Type II action under SEQR.

#### NOW, THEREFORE,

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby approves the site plan prepared and submitted by **Wayne Drzymala** of Professional Service Engineering LLC, on behalf of Lorall Lake Homeowners Association LLC, dated May 24, 2019 and received May 28, 2019 for the installation of yard drains with associated piping to Lorall Lake to mitigate sand erosion from storm water flows between the residential structures with the following conditions:

- 1. Property owner to return two (2) executed originals of the Stormwater Control Facility Maintenance Agreement to the Town Attorney's Office
- 2. Contractor to provide an "As-built" survey to the Building Department prior to any Certificates of Compliance
  - 3. Private Improvement Permits are required

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

**WHEREAS**, the Town Board is considering a 2 Lot Subdivision submitted by Joseph R. Steiner, on a +/- .8 acre parcel located at 5 Wainwright Court (SBL No. 82.03-1-25) in the Town of Lancaster, and

WHEREAS, the Town of Lancaster Planning Board has reviewed the environmental impact of this expansion project pursuant to SEQR regulations at their meeting on June 19, 2019 and recommended a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the expansion project using the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act ("SEQRA") regulations, and such other information deemed appropriate, including the recommendation of the Town of Lancaster Planning Board; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an "Unlisted" action under SEQRA.

# NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Lancaster that:

- 1. This project is described 2 Lot Subdivision submitted by Joseph R. Steiner, on a +/- .8 acre parcel located at 5 Wainwright Court (SBL No. 82.03-1-25) in the Town of Lancaster, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
- **2**. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
- 3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
  - **4**. This resolution is effective immediately.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

# **NEGATIVE DECLARATION Determination of Non-Significance**

#### **Town of Lancaster Town Board**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

**Dated: July 15, 2019** 

The Town Board of the Town of Lancaster has reviewed the proposed 2 Lot Subdivision submitted by Joseph R. Steiner, on a +/- .8 acre parcel located at 5 Wainwright Court (SBL No. 82.03-1-25) in the Town of Lancaster and the Town Board has determined that the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: 2 Lot Subdivision – 5 Wainwright Court # 2702

<u>Location of Action</u>: 5 Wainwright Court (SBL No. 82.03-1-25), Lancaster, New York 14086, Erie County.

**SEQR Status:** Unlisted

**<u>Description of Action</u>**: The project is described as a two lot subdivision on.35acre physically disturbed area.

Reasons Supporting this Determination: Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR  $\S$  617.7(c)(1) and in accordance with 6 NYCRR  $\S$  617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR  $\S$  617.7(c)(1), the Project will not have a significant adverse impact on the environment.

- **1.** Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? **No impact**.
- 2. Will the proposed action result in a change in the use or intensity of use of land? No impact.
- **3.** Will the proposed action impair the character or quality of the existing community? **No impact.**
- **4.** Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? **The Town of Lancaster has not established a Critical Environmental Area (CEA).**
- **5.** Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? **No impact**.
- **6.** Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? **No impact**.
- 7. Will the proposed action impact existing:
  - a. public/private water supplies? No impact.
  - **b.** public/private wastewater treatment utilities? **No impact.**

- **8.** Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? **No impact.**
- **9.** Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna)? **No impact**.
- **10.** Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? **No impact**.
- **11.** Will the proposed action create a hazard to environmental resources or human health? **No impact.**

#### **For Further Information:**

Contact Person: Kevin E. Loftus, Town Attorney

Address: Town of Lancaster

21 Central Avenue

Lancaster, New York 14086

Telephone Number: (716) 684-3342

**WHEREAS,** Joseph R. Steiner has prepared and submitted a site plan, dated April 23, 2019 and received April 29, 2019 for the purpose of splitting property into 2 lots, located at 5 Wainwright Court (SBL No. 82.03-1-25) in the Town of Lancaster, and

**WHEREAS**, the site plan for this project was submitted to the Planning Board and was recommended for approval at their June 19, 2019 meeting, and

**WHEREAS**, the Town, acting as Lead Agency under the State Environmental Quality Review Act ("SEQRA") has identified the relevant areas of environmental concern and determined this action to be an "Unlisted" action under SEQR and a Negative Declaration was issued on July 15, 2019.

#### NOW, THEREFORE,

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby approves the 2 lot minor subdivision prepared and submitted by Joseph R. Steiner, dated April 23, 2019 and received April 29, 2019 for the purpose of splitting property into 2 lots, located at 5 Wainwright Court (SBL No. 82.03-1-25) in the Town of Lancaster, with the following condition:

• The approval of this subdivision by the Town Board will hereby grant a waiver from the condition requiring the installation of any public sidewalk along Wainwright Court.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

WHEREAS, the Town Board is considering an approximate 36,000 square foot addition to the Parker-Hannifin Building located at 4087 Walden Ave (SBL No. 105.00-2-6) in the Town of Lancaster based on a plan submitted by Michael Metzger of Metzger Civil Engineering, 8245 Sheridan Dr., Williamsville NY. Said proposal is to include additional pavement and stormwater management facilities consisting of 3.4 acres at the 4087 Walden Ave address in the Town of Lancaster, and

**WHEREAS**, the Town of Lancaster Planning Board has reviewed the environmental impact of this expansion project pursuant to SEQR regulations at their meeting on June 19, 2019 and recommended a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the expansion project using the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act ("SEQRA") regulations, and such other information deemed appropriate, including the recommendation of the Town of Lancaster Planning Board; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an "Unlisted" action under SEQRA.

# NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Lancaster that:

- 1. This project is described as a 36,000 square foot addition to the existing manufacturing building located at 4087 Walden Ave (SBL No. 105.00-2-6) on a +/- 3.4 acre parcel, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
- 2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
- 3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
  - **4**. This resolution is effective immediately.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

# **NEGATIVE DECLARATION Determination of Non-Significance**

#### **Town of Lancaster Town Board**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

**Dated: July 15, 2019** 

The Town Board of the Town of Lancaster has reviewed the 36,000 square foot addition to the existing manufacturing building located at 4087 Walden Ave (SBL No. 105.00-2-6) on a +/- 3.4 acre parcel submitted by Michael Metzger of Metzger Civil Engineering, 8245 Sheridan Dr. Williamsville NY; and the Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Parker Hannifin Expansion- Project #3444

**Location of Action:** 4087 Walden Ave (SBL No. 105.00-2-6), Lancaster, New York

14086, Erie County.

**SEQR Status:** Unlisted

<u>Description of Action</u>: This is an approximate 36,000 square foot expansion of the south side of the existing Parker-Hannifin Manufacturing building at 4087 Walden Ave. Additional improvements are also proposed which include pavement to serve the expansion and stormwater management facilities. All proposed work will be at the south of the existing property expanding approximately 3.4 acres.

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

- **1.** Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? **No impact**.
- 2. Will the proposed action result in a change in the use or intensity of use of land? No impact.
- **3.** Will the proposed action impair the character or quality of the existing community? **No impact.**
- **4.** Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? **The Town of Lancaster has not established a Critical Environmental Area (CEA).**
- **5.** Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? **No impact**.
- **6.** Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? **No impact**.

- 7. Will the proposed action impact existing:
  - a. public/private water supplies? No impact.
  - **b.** public/private wastewater treatment utilities? **No impact.**
- **8.** Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? **No impact.**
- **9.** Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna)? **No impact**.
- **10.** Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? **No impact**.
- **11.** Will the proposed action create a hazard to environmental resources or human health? **No impact.**

#### **For Further Information:**

Contact Person: Kevin E. Loftus, Town Attorney

Address: Town of Lancaster

21 Central Avenue

Lancaster, New York 14086

Telephone Number: (716) 684-3342

**WHEREAS,** Marybeth Gianni, Recreation Supervisor-Senior Citizens of the Town of Lancaster, by letter dated July 5, 2019 has recommended the appointment of the following individual to the following part-time permanent position in the Town of Lancaster Senior Center.

# NOW, THEREFORE,

**BE IT RESOLVED**, that the following individual is hereby appointed to the following part-time permanent position in the Town of Lancaster Senior Center, working not more than nineteen and three-quarter hours per week, and that this being a part-time position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees:

			HOURLY	<b>EFFECTIVE</b>
NAME	ADDRESS	POSITION	RATE	DATE
Phyllis Darnley	Lancaster, NY	Recreation Instructor	\$12.36	July 16, 2019

#### BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

**WHEREAS**, Michelle Barbaro, the Town of Lancaster Parks, Recreation & Forestry Department's Crew Chief, has requested the Town Board approve expending funds to replace and install one (1) new 92-percent efficiency Payne model PG92SCS gas furnace and one (1) new Payne model PA13NA condenser at the Town Youth Bureau Building, and

**WHEREAS**, Michelle Barbaro obtained a proposal for the replacement and installation work in accordance with the Town of Lancaster's Procurement Policy, and

**WHEREAS**, by letter dated July 10, 2019 Michelle Barbaro has recommended the Town of Lancaster authorize Mollenberg-Betz to replace and install one (1) new 92-percent efficiency Payne model PG92SCS gas furnace and one (1) new Payne model PA13NA condenser at the Town Youth Bureau Building for an amount not to exceed \$7,841.00 per their proposal dated June 28, 2019, and

**WHEREAS**, funding for the above referenced maintenance work will be paid through the Building and Grounds budget line 01-1620-0260.

#### NOW THEREFORE,

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute and accept the proposal for the replacement and installation of one (1) new 92-percent efficiency Payne model PG92SCS gas furnace and one (1) new Payne model PA13NA condenser at the Town Youth Bureau Building from Mollenberg-Betz of 300 Scott St., Buffalo NY, 14204, in accordance with their proposal dated June 28, 2019 for an amount not to exceed \$7,841.00 and to be paid for through the Building and Grounds budget line 01-1620-0260.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

WHEREAS, Michelle Barbaro, Park Crew Chief of the Town of Lancaster, by letter dated July 9, 2019, has recommended the appointment of Justen Wilczak of Lancaster, New York to the position of Laborer in the Town of Lancaster Parks, Recreation and Forestry Department, and

#### NOW, THEREFORE,

**BE IT RESOLVED,** that Justen Wilczak be and is hereby appointed to the position of Laborer in the Town of Lancaster Parks, Recreation and Forestry Department, effective July 31, 2019, contingent upon approval by Erie County Department of Personnel, and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the CSEA White Collar Union and all applicable provisions of law, and

# BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

WHEREAS, Michelle Barbaro, Park Crew Chief of the Town of Lancaster, by letter dated July 9, 2019 has recommended the appointment of the following individuals to the following part-time temporary seasonal positions in the Town of Lancaster Parks, Recreation and Forestry Department.

# NOW, THEREFORE,

**BE IT RESOLVED**, that the following individuals are hereby appointed to the following part-time temporary seasonal positions in the Town of Lancaster, Parks, Recreation and Forestry Department, for a period not to exceed five (5) months, and that these being part-time positions, provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees:

NAME	ADDRESS	POSITION	HOURLY RATE	EFFECTIVE DATE
Carlo DiRienzo	Lancaster, NY	Recreation Attendant	\$12.00	July 8, 2019
Stephanie Herrnreiter	Bowmansville, NY	Recreation Attendant	\$12.00	July 16, 2019

#### BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

**WHEREAS,** Michelle Barbaro, Park Crew Chief of the Town of Lancaster, by letter dated July 8, 2019, has requested an adjustment to the rate of pay for the following individuals, in the Town of Lancaster Parks, Recreation and Forestry Department.

#### NOW, THEREFORE,

**BE IT RESOLVED**, that the rate of pay be and hereby is adjusted as follows for the following part-time temporary seasonal employees:

NAME	ADDRESS	POSITION	HOURLY RATE	EFFECTIVE DATE
Parker Rozler	Lancaster, NY	Recreation Attendant	\$12.00	July 1, 2019
Ryan Mansell	Lancaster, NY	Recreation Attendant	\$12.00	July 1, 2019

# BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

**WHEREAS,** John Trojanowsky, Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated July 8, 2019 has recommended the appointment of the following individual to the following part-time temporary seasonal position in the Town of Lancaster Youth Bureau.

# NOW, THEREFORE,

**BE IT RESOLVED**, that the following individual is hereby appointed to the following part-time temporary seasonal position in the Town of Lancaster Youth Bureau, for a period not to exceed five (5) months, and that this being a part-time position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees:

NAME	ADDRESS	POSITION	HOURLY RATE	EFFECTIVE DATE
Kelly Sanbelmo	West Seneca, NY	Tutor	\$15.00	July 8, 2019

### BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

WHEREAS, Michelle Barbaro, Park Crew Chief of the Town of Lancaster, by letter dated July 9, 2019, has recommended the appointment of James Speyer III of Depew, New York to the position of Laborer in the Town of Lancaster Parks, Recreation and Forestry Department, and

#### NOW, THEREFORE,

**BE IT RESOLVED,** that James Speyer III be and is hereby appointed to the position of Laborer in the Town of Lancaster Parks, Recreation and Forestry Department, effective July 31, 2019, contingent upon approval by Erie County Department of Personnel, and that such appointment shall be subject to all applicable provisions of the collective negotiations agreement between the Town of Lancaster and the CSEA White Collar Union and all applicable provisions of law, and

# BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

**WHEREAS,** Johanna Coleman, Supervisor of the Town of Lancaster, by letter dated July 11, 2019 has requested the creation of one (1) position of Payroll Supervisor Part-Time, in the Town of Lancaster Supervisor's Office.

# NOW, THEREFORE, BE IT

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and submit Form PO-17 (New Position Duties Statement) for authorization by the County of Erie Department of Personnel to create one (1) position of Payroll Supervisor Part-Time, in the Town of Lancaster Supervisor's Office.

# BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

**WHEREAS,** Johanna Coleman, Supervisor of the Town of Lancaster, by letter dated July 11, 2019 has recommended the appointment of the following individual to the following part-time permanent position in the Town of Lancaster Supervisor's Office.

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the following individual is hereby appointed to the following part-time permanent position in the Town of Lancaster Supervisor's Office, working not more than nineteen and three-quarter hours per week, and that this being a part-time position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees:

NAME	ADDRESS	POSITION	HOURLY RATE	EFFECTIVE DATE
Morgan Fay	Lancaster, NY	Payroll Supervisor	\$30.75	September 2, 2019

# BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

WHEREAS, Johanna Coleman, Supervisor of the Town of Lancaster, by letter dated July 11, 2019 has requested the creation of one (1) additional position of Payroll Supervisor, full-time, in the Town of Lancaster Supervisor's Office.

# NOW, THEREFORE, BE IT

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and submit Form PO-17 (New Position Duties Statement) for authorization by the County of Erie Department of Personnel to create one (1) additional position of Payroll Supervisor, in the Town of Lancaster Supervisor's Office.

# BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

WHEREAS, Johanna Coleman, Supervisor of the Town of Lancaster, by letter dated July 11, 2019 has recommended the appointment of Kristine Voight of Lancaster, New York to the position of Payroll Supervisor, full-time, in the Town of Lancaster Supervisor's Office, and

**WHEREAS,** Kristine Voight is eligible for appointment to this position pursuant to the standards and procedures as set forth in the Civil Service Law.

#### NOW, THEREFORE, BE IT

**RESOLVED,** that Kristine Voight be and is hereby appointed to the position of Payroll Supervisor, full-time provisional, in the Town of Lancaster Town Supervisor's Office, effective August 5, 2019 at an annual salary of \$47,569.00 on step which represents 85% of the full salary of \$55,963.00, contingent upon approval by Erie County Department of Personnel, and that such appointment shall be subject to all applicable provisions of law and shall be governed by the same terms and conditions as apply to other non-represented, full-time permanent Town employees; and

#### BE IT FURTHER,

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED

WHEREAS, H. Christopher Streng, on behalf of JAGG Electric and Controls has prepared and submitted an amended site plan, dated May 28, 2019 and received June 6, 2019 for a 11,750 SF. one story metal building addition to an operating facility on a 2.5 ac parcel, which includes surface parking lot expansion, lighting, drainage, and landscaping, located at 18 Lancaster Parkway, SBL No. 94.00-3-32.12 in the Town of Lancaster, and

**WHEREAS**, the amended site plan for this project was submitted to the Planning Board and was recommended for approval at their June 19, 2019 meeting, and

**WHEREAS**, the Town, acting as Lead Agency has completed an environmental review on April 18, 2016, in conformance with the SEQRA (State Environmental Quality Review Act) regulations and on May 2, 2016 a Negative Declaration was issued.

# NOW, THEREFORE,

**BE IT RESOLVED**, that the Town Board of the Town of Lancaster hereby approves the amended site plan prepared and submitted by H. Christopher Streng, on behalf of JAGG Electric and Controls, dated May 28, 2019 and received June 6, 2019 for a 11,750 SF. one story metal building addition to an operating facility on a 2.5 acre parcel, which includes surface parking lot expansion, lighting, drainage, and landscaping, located at 18 Lancaster Parkway, SBL No. 94.00-3-32.12 in the Town of Lancaster, with the following condition:

1. Contractor to provide an "As-built" survey to the Building Department prior to any Certificates of Compliance.

COUNCIL MEMBER DICKMAN	VOTED
COUNCIL MEMBER GACZEWSKI	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER WALTER	VOTED
SUPERVISOR COLEMAN	VOTED